

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6074 of 1984

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

AMIT- BUILDING MATERIALS SUPPLIERS

Versus

UNION OF INDIA & OTHERS

Appearance:

None present for the Petitioner

None present for the Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 18/09/96

ORAL JUDGEMENT

1. The petitioner has made a prayer for quashing and setting aside the letter dated 21-11-1984, annexure 'A' of the respondent no.2. Under annexure 'A', the P.C.O. Telephone No.460749 of the petitioner was decided to be closed on expiry of 30 days from the date of receipt of the said letter.

2. This court has protected the petitioner by grant of the interim relief and status-quo was ordered to be

maintained, and as such, this P.C.O. Telephone could not be closed. Now this P.C.O. is working for all these years and nothing survives to be decided by this court at this stage. By grant of the interim relief, in fact, the petition stands disposed of at this stage. The petitioner has been given the final relief in the matter and I do not consider it appropriate to now at this stage to allow the respondents to give effect to the letter dated 21-11-1984 which remained under stay for all these years.

3. This writ petition is disposed of with the direction that the letter dated 21-11-1984 may not be given effect to if the P.C.O. Telephone No.460749 is continued at the petitioner's premises till date. The respondents shall be at liberty to make an appropriate order for closing of this P.C.O. Telephone after giving notice and opportunity of hearing to the petitioner. Rule is made absolute in the aforesaid terms with no order as to costs.

zgs/-